

school district at the next following regular school election or a special election. If a majority of those voting on the question at the election favors disapproval of the action of the board, the district shall not change the number of directors or method of election. If a majority of those voting on the question does not favor disapproval of the action, the board shall certify the results of the election to the department of management and the district shall change the number of directors or method of election as provided in this subsection. At the expiration of the twenty-eight-day period, if no petition is filed, the board shall certify its action to the department of management and the district shall change the number of directors or method of election as provided in this subsection.

Sec. 2. Section 277.23, Code 2001, is amended to read as follows:

277.23 DIRECTORS — NUMBER — CHANGE.

1. In any district including all or part of a city of fifteen thousand or more population and in any district in which the voters, or the board as provided in section 275.23A, subsection 2, have authorized seven directors, the board shall consist of seven members; in all other districts the board shall consist of five members.

2. A change from five to seven directors shall be effected in a district at the first regular election after authorization by the voters or the board, or when a district becomes wholly or in part within a city of fifteen thousand population or more in the following manner: If the term of one director of the five-member board expires at the time of said regular election, three directors shall be elected to serve until the third regular election thereafter; if the terms of two directors expire at the time of said the regular election, three directors shall be elected to serve until the third regular election thereafter and one director shall be elected to serve a term the expiration of which coincides with the expiration of the term of the director heretofore singly elected.

Sec. 3. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved March 21, 2002

CHAPTER 1025

MEDICAL ASSISTANCE PROGRAM — DISPROPORTIONATE SHARE HOSPITAL PAYMENTS FOR INPATIENT CHILDREN'S HOSPITAL SERVICES

H.F. 2487

AN ACT relating to the designation of specific children's hospitals as qualified hospitals under the medical assistance disproportionate share hospital payment program.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. DISPROPORTIONATE SHARE PAYMENTS — CHILDREN'S HOSPITALS. The department of human services shall designate a children's hospital that meets the criteria for a voting member of the national association of children's hospitals and related institutions and that operates as part of a licensed hospital, as a qualifying hospital for the purpose of receipt of disproportionate share hospital payments for inpatient services under the medical assistance program. Such a children's hospital shall be eligible for receipt of disproportionate share hospital funds, whether or not the children's hospital has a separate federal Medicare

provider number. The department of human services shall adopt rules and shall seek an amendment from the centers for Medicare and Medicaid of the United States department of health and human services, as necessary to implement this Act.

Approved March 21, 2002

CHAPTER 1026

THERAPEUTICALLY CERTIFIED OPTOMETRISTS

S.F. 374

AN ACT relating to the qualifications and authorization of therapeutically certified optometrists engaged in the practice of optometry, and providing an effective date.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 154.1, unnumbered paragraph 3, Code 2001, is amended to read as follows:

Therapeutically certified optometrists may employ the following pharmaceuticals: ~~topical pharmaceutical agents, oral antimicrobial agents, oral antihistamines, oral antiglaucoma agents, and oral analgesic agents, all diagnostic and therapeutic pharmaceutical agents for the purpose of diagnosis and treatment of conditions of the human eye and adnexa, pursuant to this paragraph, excluding the use of injections other than to counteract an anaphylactic reaction,~~ and notwithstanding section 147.107, may without charge supply any of the above listed pharmaceuticals to commence a course of therapy. Therapeutically certified optometrists may prescribe oral steroids for a period not to exceed fourteen days without consultation with a primary care physician. Therapeutically certified optometrists shall not prescribe oral Imuran or oral Methotrexate. Therapeutically certified optometrists may be authorized, where reasonable and appropriate, by rule of the board, to employ new diagnostic and therapeutic pharmaceutical agents approved by the United States food and drug administration on or after July 1, 2002, for the diagnosis and treatment of the human eye and adnexa. The board shall not be required to adopt rules relating to topical pharmaceutical agents, oral antimicrobial agents, oral antihistamines, oral antiglaucoma agents, and oral analgesic agents. Superficial foreign bodies may be removed from the human eye and adnexa. ~~These~~ The therapeutic efforts ~~of a therapeutically certified optometrist~~ are intended for the purpose of examination, diagnosis, and treatment of visual defects, abnormal conditions and diseases of the human eye and adnexa, for proper optometric practice or referral for consultation or treatment to persons licensed under chapter 148 or 150A. A therapeutically certified optometrist is an optometrist who is licensed to practice optometry in this state and who is certified by the board of optometry examiners to use the agents and procedures ~~listed in~~ authorized pursuant to this paragraph. A therapeutically certified optometrist shall be provided with a distinctive certificate by the board which shall be displayed for viewing by the patients of the optometrist.

Sec. 2. EMERGENCY RULES. The board of optometry examiners may adopt emergency rules under section 17A.4, subsection 2, and section 17A.5, subsection 2, paragraph "b", to implement the provisions of this Act, and the rules shall become effective immediately upon filing, unless a later effective date is specified in the rules. Any rules adopted in accordance with